

This record is a partial extract of the original cable. The full text of the original cable is not available.

230321Z Dec 02

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ACTION EAP-00

INFO	LOG-00	NP-00	AID-00	AMAD-00	ACQ-00	CIAE-00	DINT-00
	DODE-00	SRPP-00	DS-00	EB-00	FBIE-00	UTED-00	VC-00
	H-01	TEDE-00	INR-00	IO-00	L-00	VCE-00	AC-01
	NSAE-00	NSCE-00	OIC-02	OMB-01	OPIC-01	PA-00	PM-00
	PRS-00	ACE-00	P-00	SP-00	STR-00	TEST-00	TRSE-00
	USIE-00	PMB-00	DSCC-00	PRM-00	DRL-02	G-00	NFAT-00
	SAS-00	/008W					

-----1B96B0 230404Z /38

FM AMEMBASSY HANOI
TO SECSTATE WASHDC 8439
INFO AMCONSUL HO CHI MINH CITY
USCINCPAC HONOLULU HI

UNCLAS HANOI 003046

SIPDIS

STATE FOR EAP/BCLTV AND DRL

E.O. 12958: N/A

TAGS: PHUM PINS PGOV VM HUMANR

SUBJECT: TWELVE-YEAR SENTENCE FOR NGUYEN KHAC TOAN

REF: HANOI 3034

1. (U) "NHAN DAN" NEWSPAPER ON DECEMBER 21 REPORTED THE PROSECUTION AND CONVICTION ON DECEMBER 20 UNDER ARTICLE 80, SECTION C, CLAUSE 1 OF THE SRV CRIMINAL CODE OF NGUYEN KHAC
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TOAN ON THE CHARGE OF "SPYING." THE HANOI PEOPLE'S COURT HANDED DOWN A TWELVE-YEAR PRISON SENTENCE, TO BE FOLLOWED BY THREE YEARS OF ADMINISTRATIVE DETENTION AT HOME.

2. (U) ACCORDING TO THE PRESS ACCOUNT, TOAN BETWEEN NOVEMBER 2001 AND JANUARY 6, 2002 (NOTE: WHEN HE WAS DETAINED IN HANOI END NOTE) HAD "RECEIVED DIRECTIONS AND INFORMATION" FROM "REACTIONARY VIETNAMESE PEOPLE LIVING IN FRANCE," HAD SPREAD "INCORRECT INFORMATION" ABOUT THE "POLITICAL SITUATION OF OUR NATION," AND HAD "VILIFIED CADRES OF THE PARTY AND STATE." THE "NHAN DAN" ACCOUNT ADDED THAT TOAN HAD A PRIOR CONVICTION FOR "THEFT OF CIVIL PROPERTY" AS WELL AS TWO OTHER SIMILAR "CASE HISTORIES."

3. (U) COMMENT: IT APPEARS THAT THE TRIAL ON DECEMBER 20 LASTED LESS THAN A DAY, AS EXPECTED (REFTEL), AND THAT THERE WERE NO FOREIGN OBSERVERS PRESENT, DESPITE EMBASSY'S REPEATED EFFORTS. THE WILLINGNESS OF "NHAN DAN" TO PUBLICIZE THE OUTCOME OF THE CASE IS SOMEWHAT UNUSUAL, BUT ALSO SERVES TO ATTEMPT TO SCARE OFF OTHER WOULD-BE ACTIVISTS WHO MAY HAVE LINKS TO FOREIGN INDIVIDUALS AND ORGANIZATIONS WITH EVEN A REMOTELY ANTI-SRV AGENDA.
BURGHARDT

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